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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/929,424	08/13/2001	James Clough	10011005-1	1219

7590 06/17/2005  
HEWLETT-PACKARD COMPANY  
Intellectual Property Administration  
P.O. Box 272400  
Fort Collins, CO 80527-2400

EXAMINER

PWU, JEFFREY C

ART UNIT PAPER NUMBER

2143

DATE MAILED: 06/17/2005

Please find below and/or attached an Office communication concerning this application or proceeding.

<b>Office Action Summary</b>	Application No. 09/929,424	Applicant(s) CLOUGH ET AL.	
	Examiner Jeffrey C. Pwu	Art Unit 2143	

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address --  
**Period for Reply**

A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 3 MONTH(S) FROM THE MAILING DATE OF THIS COMMUNICATION.

- Extensions of time may be available under the provisions of 37 CFR 1.136(a). In no event, however, may a reply be timely filed after SIX (6) MONTHS from the mailing date of this communication.
- If the period for reply specified above is less than thirty (30) days, a reply within the statutory minimum of thirty (30) days will be considered timely.
- If NO period for reply is specified above, the maximum statutory period will apply and will expire SIX (6) MONTHS from the mailing date of this communication.
- Failure to reply within the set or extended period for reply will, by statute, cause the application to become ABANDONED (35 U.S.C. § 133). Any reply received by the Office later than three months after the mailing date of this communication, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).

#### Status

- 1) ☐ Responsive to communication(s) filed on \_\_\_\_.
- 2a) ☒ This action is **FINAL**.                      2b) ☐ This action is non-final.
- 3) ☐ Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under *Ex parte Quayle*, 1935 C.D. 11, 453 O.G. 213.

#### Disposition of Claims

- 4) ☒ Claim(s) 1-36 is/are pending in the application.  
     4a) Of the above claim(s) \_\_\_\_ is/are withdrawn from consideration.
- 5) ☐ Claim(s) \_\_\_\_ is/are allowed.
- 6) ☒ Claim(s) 1-36 is/are rejected.
- 7) ☐ Claim(s) \_\_\_\_ is/are objected to.
- 8) ☐ Claim(s) \_\_\_\_ are subject to restriction and/or election requirement.

#### Application Papers

- 9) ☐ The specification is objected to by the Examiner.
- 10) ☐ The drawing(s) filed on \_\_\_\_ is/are: a) ☐ accepted or b) ☐ objected to by the Examiner.  
     Applicant may not request that any objection to the drawing(s) be held in abeyance. See 37 CFR 1.85(a).  
     Replacement drawing sheet(s) including the correction is required if the drawing(s) is objected to. See 37 CFR 1.121(d).
- 11) ☐ The oath or declaration is objected to by the Examiner. Note the attached Office Action or form PTO-152.

#### Priority under 35 U.S.C. § 119

- 12) ☐ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).  
     a) ☐ All    b) ☐ Some \*    c) ☐ None of:
1. ☐ Certified copies of the priority documents have been received.
  2. ☐ Certified copies of the priority documents have been received in Application No. \_\_\_\_.
  3. ☐ Copies of the certified copies of the priority documents have been received in this National Stage application from the International Bureau (PCT Rule 17.2(a)).
- \* See the attached detailed Office action for a list of the certified copies not received.

#### Attachment(s)

- |   |  |
|---|--|
| 1) <input checked="" type="checkbox"/> Notice of References Cited (PTO-892)   | 4) <input type="checkbox"/> Interview Summary (PTO-413)<br>Paper No(s)/Mail Date. ____ |
| 2) <input type="checkbox"/> Notice of Draftsperson's Patent Drawing Review (PTO-948)                                  | 5) <input type="checkbox"/> Notice of Informal Patent Application (PTO-152)            |
| 3) <input type="checkbox"/> Information Disclosure Statement(s) (PTO-1449 or PTO/SB/08)<br>Paper No(s)/Mail Date ____ | 6) <input type="checkbox"/> Other: ____  |

## DETAILED ACTION

### *Claim Rejections - 35 USC § 102*

1. The following is a quotation of the appropriate paragraphs of 35 U.S.C. 102 that form the basis for the rejections under this section made in this Office action:

A person shall be entitled to a patent unless –

(e) the invention was described in (1) an application for patent, published under section 122(b), by another filed in the United States before the invention by the applicant for patent or (2) a patent granted on an application for patent by another filed in the United States before the invention by the applicant for patent, except that an international application filed under the treaty defined in section 351(a) shall have the effects for purposes of this subsection of an application filed in the United States only if the international application designated the United States and was published under Article 21(2) of such treaty in the English language.

2. Claims 1-36 are rejected under 35 U.S.C. 102(e) as being unpatentable over Himmel et al. (U.S. 6,742,052).

Himmel et al. disclose a system and method for accessing network-accessible devices comprising: multiple network accessible devices, each device comprising:

- a wireless transmitter for wirelessly transmitting associated address data for receipt by individual client devices, the address data being configured for use in accessing, via a network, a network accessible device that wirelessly transmitted the associated address data (120, 122 of fig. 5);
- a connection module for establishing a network link with one or more client devices based upon the wirelessly transmitted address data, said link permitting individual client devices to access a network accessible device using the associated address data (128, 130, 132).

- wherein said link comprises a wireless link (title, abstract)
- wherein said link comprises a wired link (abstract)
- wherein said link comprises an Internet link (fig. 11)
- wherein said link comprises a wireless Internet link (fig. 11)
- wherein the address data comprises at least one URL (fig. 11, 292).

### ***Response to Arguments***

2. Applicant's arguments filed 2/7/2005 have been fully considered but they are not persuasive.

Applicant contends that Himmel et al does not anticipate two common features:

- 1) wirelessly transmitting address data associated with a network-accessible device from the network-accessible device to one or more client computers, and
- 2) using the wirelessly transmitted address data to establish a network link with the one or more client computers and the network-accessible device to permit the client devices to access and interact with the network-accessible device.

In response to applicant's argument, Examiner asserts that Himmel discloses both limitations.

Himmel recites 1) a wireless peripheral device 130 (transmitter) wirelessly transmitting address data associated with a network-accessible device (120) from the network-accessible device to one or more client computers 128.

Himmel recites 2) using the wirelessly transmitted address data to establish a network link 170 with the one or more client computers (128) and the network-

accessible device to permit the client devices to access and interact with the network-accessible device.

Applicant contends that Himmel et al does not disclose the claimed feature of "using wirelessly transmitted address data to establish a network link between one or more client computers and the network-accessible device to permit the client device to access and interact with the network-accessible device."

Fig.4 of Himmel describes a block diagram of an exemplary network-accessible device, "user input to computer system 70 may be provided by a number of devices. For example, a keyboard 100 and mouse 102 are connected to bus 80 by controller 104. An optional audio transducer 106, which may act as both a microphone and a speaker, is connected to bus 80 by audio controller 108, as illustrated. It will be obvious to those skilled in the art that other input devices, such as a pen and/or tablet maybe connected to bus 80 using an appropriate controller and software, as required. Direct memory access (DMA) controller 110 is provided for performing direct memory access to RAM 74. A visual display is generated by video controller 112 that controls video display 114. Computer system 70 also includes a communications adaptor 116 that allows the system to be interconnected to a local area network (LAN) or a wide area network (WAN), schematically illustrated as network 119." At col.6, lines 36-51.

Himmel et al, recite the claimed feature, using wirelessly transmitted address data to establish a network link (170) between one or more client computers (128) and the network-accessible device (120) to permit the client device to access and interact with the network-accessible device.

***Conclusion***

3. **THIS ACTION IS MADE FINAL.** Applicant is reminded of the extension of time policy as set forth in 37 CFR 1.136(a).

A shortened statutory period for reply to this final action is set to expire THREE MONTHS from the mailing date of this action. In the event a first reply is filed within TWO MONTHS of the mailing date of this final action and the advisory action is not mailed until after the end of the THREE-MONTH shortened statutory period, then the shortened statutory period will expire on the date the advisory action is mailed, and any extension fee pursuant to 37 CFR 1.136(a) will be calculated from the mailing date of the advisory action. In no event, however, will the statutory period for reply expire later than SIX MONTHS from the mailing date of this final action.

Any inquiry concerning this communication or earlier communications from the examiner should be directed to Jeffrey C. Pwu whose telephone number is 571-272-6798.

4. If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, David Wiley can be reached on 571-272-3923. The fax phone number for the organization where this application or proceeding is assigned is 703-872-9306.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free).



June 12, 2005

**JEFFREY PWU**  
**PRIMARY EXAMINER**